

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION**

**MICHAEL STEPHON PARKER,
Plaintiff,**

Civil Action No. 7:11-cv-00412

v.

ORDER

**MAJOR LAURIE NICHOLSON, et al.,
Defendants.**

**By: Hon. Michael F. Urbanski
United States District Judge**

In accordance with the Memorandum Opinion entered this day, it is hereby

ORDERED

that the action is **DISMISSED without prejudice** and is **STRICKEN** from the active docket of the court. Plaintiff may refile his claims in a new and separate action at the time he can pay the \$350 filing fee or file the necessary documents to proceed in forma pauperis.

The Clerk is directed to send a copy of this Order and the accompanying Memorandum Opinion to plaintiff.

Entered: September 28, 2011

/s/ Michael F. Urbanski

Michael F. Urbanski
United States District Judge